II. CLAIM AMENDMENTS

1. (Currently amended) A method for establishing and making a check for a communications connection, the method comprising:

setting up an electrical communications connection between one of a plurality of calling parties and a receiving party;

establishing a context-based file arrangement comprising an activity status server and a plurality of activity logs connected to the server, the activity logs being in communication with the phones of respective ones of the calling parties;

wherein, before an attempt to establish the communications connection proper with the receiving party, ~~there is a making of~~ the calling party makes a check from the activity log of a receiving party, via communication with the file arrangement, ~~for the calling party~~ concerning the ability of the receiving party to receive a message sent by the calling party; and,

based on that information, there is a making of a decision about the establishment of the communications connection proper.

2. (Previously presented) A method according to claim 1 wherein the check for the calling party concerning the ability of the receiving party to receive the message of the calling party comprises steps of:

- dialing the receiving party's number,

- fetching the activity status data of the receiving party ~~are fetched~~ from an activity log,

- presenting possible options of action and selecting the best of them,

- examining whether the option of action is possible, and

- the communications connection proper is established if the option of action is found possible.

3. (Original) A method according to claim 2 wherein the data representing the activity status of the receiving user are fetched from an activity status server.

4. (Currently amended) A method for establishing and making a check for a communications connection, the method comprising:

setting up an electrical communications connection between a calling party and receiving party, in which method before an attempt to establish the communications connection proper with the receiving party, there is a making of a check for the calling party concerning the ability of the receiving party to receive the message sent by the calling party; and,

based on that information, there is making of a decision about the establishment of the communications connection proper; and

wherein the check for the calling party concerning the ability of the receiving party to receive the message of the calling party comprises steps of:

- dialing the receiving party's number,

- fetching the activity status data of the receiving party from an activity log,

- presenting possible options of action based on the activity status data of the log, and selecting the best of ~~them~~ the possible options,

- examining whether the option of action is possible, and

- the communications connection proper is established if the option of action is found possible; and

wherein if the option of action decided upon is impossible to carry out, there is a step of checking whether the option of action can be carried out later.

5. (Original) A method according to claim 4 wherein if the option of action can be carried out later, the data representing the activity status of the receiving party are fetched again after a time delay.

6. (Original) A method according to claim 4 wherein if the option of action decided upon cannot be carried out after a time delay, a communications connection proper is not established.

7. (Original) A method according to claim 1 wherein the communications connection proper is a telephone connection.

8. (Original) A method according to claim 1 wherein the communications connection proper is a text message.

9. (Currently amended) A communications connection set-up and checking arrangement for a plurality of calling parties and a receiving party, comprising:

a terminal of one calling party of the plurality of calling parties, a terminal of the receiving party, an electrical communications connection between the two parties, and a plurality of user-specific activity logs;

a context-based file arrangement comprising an activity status server; and

wherein said plurality of activity logs is connected to the server, the activity logs being in communication with the phones of respective ones of the calling parties to enable a ~~checking~~ calling party to check before an attempt to establish a communication connection with a receiving party, from the activity log of a receiving party the ability of the receiving party to receive a message sent by the calling party.

10. (Previously presented) A communications connection set-up and checking arrangement according to claim 9 wherein the activity status server is separate from phones of respective ones of the calling parties.

11. (Previously presented) A communications connection set-up and checking arrangement according to claim 9 wherein the activity logs are files in the activity status server.

12. (Original) A communications connection set-up and checking arrangement according to claim 9 wherein the activity log is a file in the terminal of the user.

13. (Original) A communications connection set-up and checking arrangement according to claim 9 wherein the activity log comprises an activity status decoding function, user profile editing function and an activity status application function.

14. (Currently amended) A cellular network comprising:

terminals, base stations, base station controllers and switching centers, which communicate with each other;

an activity status server for storing a user-specific activity log, the cellular network serving as a communications connection set-up and checking arrangement for a plurality of calling parties and a receiving party, the communications connection set-up and checking arrangement comprising a terminal of one calling party of the plurality of calling parties, a terminal of the receiving party and an electrical communications connection between the two parties, which arrangement further comprises activity logs;

wherein the communications connection includes a context-based file arrangement comprising an activity status server; and

said plurality of activity logs is in communication with the server, and the activity logs are in communication with the phones of respective ones of the calling parties to enable a ~~checking~~ calling party to check before an attempt to establish a communication connection with a receiving party from the activity log of a receiving party the ability of the receiving party to receive a message sent by the calling party.

15. (Original) A cellular network according to claim 14 wherein the activity status server is connected with a switching center.

16. (Currently amended) A cellular network terminal comprising a means for entering data in the terminal, data display means, data transmission means, data reception means, memory unit and a control unit;

wherein the terminal further comprises an activity status monitoring means, and the terminal is operative upon connection with a cellular network, the cellular network serving a plurality of calling parties and a receiving party, and wherein the terminal serves one calling party of the plurality of calling parties; and

wherein the network includes an activity status server of a context-based file arrangement, and said activity status monitoring means is in communication with the activity status server to enable a ~~checking for the calling party concerning~~ calling party to check from the activity status server the ability of the receiving party to receive the message sent by the calling party~~, the enabling of the checking being~~ before an attempt to establish a communication connection with a receiving party.

17. (Original) A terminal according to claim 16 wherein part of the memory of the terminal can be allocated for creating and maintaining a user-specific activity log.

18. (Previously presented) A terminal according to claim 16 wherein part of a SIM card connected with the terminal can be allocated for creating and maintaining a user-specific activity log.

19. (Previously presented) A terminal according to claim 16 which further comprises a means for displaying activity status data for the receiving party fetched from the activity status server.

20. (Original) A terminal according to claim 19 which further comprises a means for making a decision about whether a communications connection proper will be established.

21. (Currently Amended) Software means comprising a computer-readable medium having a program for creating a context-based data system, which software means is operative with the system for establishing and making a check for a communications connection via the steps of the method according to claim 1.

22. (Previously presented) Software means according to claim 21 wherein the program is an application program stored on a data transfer medium, in the memory of a terminal, on a SIM card of a terminal, or in a cellular network device.